



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/806,592	03/23/2004	Peter Collier	1367-28	2443
<div>7590 12/19/2007 Thomas M. Galgano, Esq. GALGANO & ASSOCIATES, PLLC Suite 204 20 W. Park Ave., LONG BEACH, NY 11561</div>			<div>EXAMINER SPAHN, GAY</div>	
			<div>ART UNIT 3635</div>	<div>PAPER NUMBER</div>
			<div>MAIL DATE 12/19/2007</div>	<div>DELIVERY MODE PAPER</div>

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Response to Amendment

The reply filed on 05 November 2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicants' "Reply to Office Action" filed on 05 November 2007 has appropriately responded to the RESTRICTION REQUIREMENT by electing GROUP I, claims 1-19, 49 and 56, claims 20-36 and 57, and claims 54 and 55, drawn to the combination of a block and insulating element. However, Applicants have not responded correctly to the ELECTION OF SPECIES REQUIREMENT made on pages 3-6. The examiner has listed THREE GROUPS OF SPECIES and Applicants must elect a single species from **EACH** of the THREE GROUPS OF SPECIES.

Therefore, in order to be responsive, Applicants must elect:

(1) one of SPECIES I (i.e., Fig. 1), SPECIES II (i.e., Fig. 6), SPECIES III (i.e., Fig. 7), or SPECIES IV (i.e., Fig. 13) from the FIRST GROUP OF SPECIES;

AND

(2) one of SPECIES I (i.e., molding matrix around insulating element as exemplified by claims 43 and 54) or SPECIES II (i.e., molding insert with block as exemplified by claim 50) from the SECOND GROUP OF SPECIES;

AND

(3) one of SPECIES I (i.e., polystyrene), SPECIES II (i.e., foaming polyurethane), SPECIES III (i.e., foamed rubber), SPECIES IV (i.e., foamed concrete), SPECIES V

(i.e., vermiculite glued so as to make a board), SPECIES VI (i.e., fly ash glued together), SPECIES VII (i.e., low density mineral products), or SPECIES VIII (i.e., organic inserts) from the THIRD GROUP OF SPECIES;

AND

(4) if Applicants elect SPECIES VIII from the THIRD GROUP OF SPECIES, then Applicants must also elect one of SUBSPECIES I (i.e., low density sawdust glued so as to make a board), SUBSPECIES II (i.e., straw or other grass-like materials), or SUBSPECIES III (i.e., rice husks glued together into a board or matted insert);

AND

(5) Applicants must list all claims readable upon each elected SPECIES of the FIRST, SECOND, and THIRD GROUPS OF SPECIES and the elected SUBSPECIES, if any.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gay Ann Spahn whose telephone number is (571)-272-

Application/Control Number:
10/806,592
Art Unit: 3635

Page 4

7731. The examiner can normally be reached on Monday through Friday, 10:30 am to 7:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard E. Chilcot can be reached on (571)-272-6777. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Gay Ann Spahn, Patent Examiner
December 17, 2007